

BEFORE  
THE PUBLIC SERVICE COMMISSION OF  
SOUTH CAROLINA  
DOCKET NO. 94-074-W - ORDER NO. 95-1130 ✓  
MAY 24, 1995

IN RE: Joe Vann Unapproved System - ) ORDER  
Rule to Show Cause Why This System ) GRANTING  
Should Not Be Regulated. ) EXTENSION

This matter comes before the Public Service Commission of South Carolina (the Commission) on the request of Robert Chandler, President of the Cothran's Cove Homeowners Association, for a 90 day extension on the deadline set by the Commission in Order No. 95-548, dated February 24, 1995.

On February 9, 1995, this Commission held a hearing on whether or not the water system run by Mr. Joe Vann was a public utility. Order No. 95-548 held that the system fit the legal description of a public utility, but noted that Vann desired to abandon the system. Subsequently, in the Order the Commission ordered that the transfer of the Joe Vann Water System was authorized to an approved Homeowners Association in return for payment of \$1500.00. The Order went on to state that, should the transaction not take place within 90 days from the date of the Order, Joe Vann was ordered to file for the establishment of water rates and charges with the Commission.

Subsequently, Robert Chandler communicated with the Commission in an effort to form the requisite Homeowners Association. As of the date of this Order, Chandler had not completed the requirements

for his organization to be approved by this Commission as a Homeowners Association. Chandler has contacted the Commission Staff, however, and has stated that he is attempting to accomplish this goal and that he has received the full cooperation of Mr. Joe Vann. He has been delayed somewhat in completing arrangements for the Homeowners Association, due to work and personal demands. Further, Chandler requested a 90 day extension on the deadline before Mr. Vann would be ordered to file for an establishment of rates and charges with the Commission.

The Commission has examined this matter and believes that Mr. Robert Chandler is using due diligence in order to form the requisite approved Homeowners Association contemplated by Order No. 95-548, and is in full cooperation and communication with Mr. Joe Vann. The Commission, therefore, believes that Chandler's request for a 90 day extension to consummate the approval of the Homeowners Association and accomplish the transfer of the Joe Vann water system is reasonable. The Commission believes that the request should be granted.

IT IS THEREFORE ORDERED THAT:

1. The 90 day limit imposed by Order No. 95-548 is hereby extended by an additional 90 days to August 24, 1995. Should the transfer transaction between Vann and the Homeowners Association not take place by August 24, 1995, Joe Vann is hereby ordered to file for the establishment of water rates and charges with this Commission.

2. This Order shall remain in full force and effect until further Order of the Commission.

BY ORDER OF THE COMMISSION:

  
Chairman

ATTEST:

  
Executive Director

(SEAL)